UNITED STATES DISTRICT COURT	
SOUTHERN DISTRICT OF NEW YORK	
	X
SLY MAGAZINE, LLC,	

Plaintiff,

CASE NO. 07 CV 6265

-against-

CURTIS CIRCULATION COMPANY, HUDSON NEWS COMPANY, WAL-MART STORES, INC., CHAS LEVY CIRCULATING CO., LLC, ANDERSON NEWS, LLC, MAGAZINE DISTRIBUTORS, INCORPORATED, INGRAM PERIODICALS, INC., THE NEWS GROUP, INC., AND GOPHER NEWS COMPANY,

Defendants.	
	X

MEMORANDUM OF LAW IN SUPPORT OF DEFENDANT INGRAM PERIODICAL, INC.'S MOTION TO DISMISS

Respectfully submitted,

VOUTÉ, LOHRFINK, MAGRO & COLLINS, LLP Attorneys for Defendant INGRAM PERIODICALS, INC. 170 Hamilton Avenue White Plains, New York 10601-1789 Tel.: (914) 946-1400

RALPH F. SCHOENE, *Of Counsel*